

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

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NEW YORK CITY ENVIRONMENTAL :  
CONTROL BOARD, :  
:

Judgment creditor, :

vs. :

OTR MEDIA GROUP, INC., :

Judgment debtor. :  
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**SUBPOENA AND  
SUBPOENA DUCES TECUM**

**Supplementary Proceeding to  
enforce fines imposed by the  
New York City Environmental  
Control Board and entered as  
judgments**

**To: Ari Noe  
1926 52nd Street  
Brooklyn, NY 11204**

**WHEREAS**, in administrative proceedings before the New York City Environmental Control Board, between the City of New York as petitioner and **OTR MEDIA GROUP, INC.** ("OTR") as respondent, final orders, listed in Schedule A attached hereto, were rendered by the Environmental Control Board and duly docketed in the Civil Court of the City of New York and in the offices of the County Clerk for the County of New York, in favor of the New York City Environmental Control Board as Judgment Creditor and against OTR as Judgment Debtor, said orders being enforceable without court proceedings in the same manner as the enforcement of money judgments entered in civil actions, pursuant to section 1049-a(d)(1)(g) of the New York City Charter;

**WHEREAS**, the penalties imposed for those violations set forth in Schedule A, including interest from the date of each judgment, total **\$554,323**, plus any interest that accrues after August 10, 2011, which remains unpaid;

**WHEREAS**, it appears that you are or were an officer, principal, owner, and/or shareholder of OTR and/or have an interest in OTR, have knowledge about OTR, owe a debt to OTR, or are in possession or custody of property in which OTR has an interest;

**NOW, THEREFORE, YOU ARE HEREBY COMMANDED** to appear at the offices of Corporation Counsel of the City of New York, 100 Church Street, New York, New York, on September 7, 2011 at 10:00 a.m., to be examined under oath, upon oral questions, on matters relevant to the satisfaction of the judgments.

**YOU ARE FURTHER COMMANDED** to produce in advance of the examination, but no later than August 30, 2011, the following documents and things, of which you have custody or control:

1. The certificate of incorporation and by-laws of OTR;
2. Documents sufficient to evidence the name and address of anyone who has been a principal, director, officer, or shareholder of OTR at any time since August 27, 2008;
3. The two most recent tax returns for OTR;
4. The most recent financial statement for OTR;
5. The most recent statement for each bank account held by OTR at any time since August 27, 2008;
6. Documents evidencing loans to OTR and security interests in OTR accounts receivables;
7. Documents evidencing any outstanding monetary judgments against OTR;
8. All deeds, lease agreements, and other instruments granting to OTR any interest in real property since August 27, 2008;
9. Documents evidencing the location of any sign, billboard, bulletin, wallscape, poster panel, street furniture, display, or other advertising fixture or medium operated by OTR at any time since August 27, 2008;
10. Documents evidencing the source of any revenue received by OTR since August 10, 2011 in connection with any sign or other advertisement described in Request No. 9 above;
11. Documents evidencing the name and address of any entity in which OTR is or has been a partner, co-venturer, or shareholder since August 27, 2008;

12. Any documents evidencing any transfers of monies, funds, or anything of value, from August 27, 2008 to the present, from OTR to: (a) yourself; (b) any other officer, director, or shareholder of OTR; (c) any corporation, limited liability company, partnership, or trust in which any officer, director, or shareholder of OTR is an officer, director, shareholder, principal, member, partner, trustee, or beneficiary; or (d) any other person or entity where the transfer was made without fair consideration.

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**PLEASE TAKE NOTICE that for false swearing or your failure to comply with this subpoena you will be deemed guilty of a contempt of court as well as liable for all damages sustained by Judgment Creditor because of your failure and subject to a penalty of \$50 as well.**

Dated: New York, New York  
August 10, 2011

MICHAEL A. CARDOZO  
Corporation Counsel of the City of New York  
*Attorney for the New York City Environmental  
Control Board*

By:   
BRIAN T. HORAN  
Assistant Corporation Counsel  
100 Church Street, Room 20-104  
New York, NY 10007  
212.788.1267

Of Counsel: Alan H. Kleinman

## Schedule A

Violation#	Respondent	Rhse	Rstreet	Rcity	RS	Issued	DktDate	Balance	Paid	Status1
34743750H	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34743751J	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34761184L	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	1/27/2009	7/31/2010	\$10,924.66	\$0.00	DOCKETED
34770371L	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	6/30/2010	\$11,001.10	\$0.00	DOCKETED
34770372N	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	6/30/2010	\$11,001.10	\$0.00	DOCKETED
34770373P	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	6/30/2010	\$11,001.10	\$0.00	DOCKETED
34770374R	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	6/30/2010	\$11,001.10	\$0.00	DOCKETED
34770901J	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	12/31/2010	\$10,547.40	\$0.00	DOCKETED
34770915K	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34770917Y	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34770918X	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34770919H	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34770920P	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34770921R	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34770922Z	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34770923K	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/8/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34783731Z	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	3/9/2009	12/31/2010	\$10,547.40	\$0.00	DOCKETED
34783732K	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	3/9/2009	12/31/2010	\$10,547.40	\$0.00	DOCKETED
34783733M	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	3/9/2009	12/31/2010	\$10,547.40	\$0.00	DOCKETED
34783734Y	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	3/9/2009	12/31/2010	\$10,547.40	\$0.00	DOCKETED
34783736H	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	3/9/2009	12/31/2010	\$10,547.40	\$0.00	DOCKETED
34783783K	OTR MEDIA GROUP INC	425	WEST 33 STREET	NEW YORK	NY	5/13/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34783784M	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	5/13/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34783785Y	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	5/13/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34783786X	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	5/13/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34783787H	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	5/13/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34783790Z	OTR MEDIA CORP	424	WEST 38 STREET	NEW YORK	NY	2/10/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34783791K	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	2/10/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34783792M	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	2/10/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34783793Y	OTR MEDIA GROUP INC	67	GREENWICH STREET	NEW YORK	NY	2/10/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34783794X	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	2/10/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34791814Y	OTR MEDIA GROUP INC	18	CHATHAM SQUARE	NEW YORK	NY	4/24/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34791815X	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	6/4/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34791816H	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	6/4/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34791817J	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	6/4/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34791819N	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	6/4/2009	12/31/2010	\$5,273.70	\$0.00	DOCKETED
34795800L	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	2/13/2009	9/30/2010	\$10,774.25	\$0.00	DOCKETED
34795805K	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	1/14/2009	12/31/2010	\$1,265.69	\$0.00	DOCKETED
34795808X	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	1/14/2009	12/31/2010	\$843.79	\$0.00	DOCKETED
34795809H	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	1/14/2009	12/31/2010	\$843.79	\$0.00	DOCKETED
34795872K	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	8/27/2008	12/31/2010	\$10,547.40	\$0.00	DOCKETED
34795875X	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/10/2009	12/31/2010	\$10,547.40	\$0.00	DOCKETED
34795912X	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	8/27/2008	12/31/2010	\$10,547.40	\$0.00	DOCKETED
34795913H	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	8/27/2008	12/31/2010	\$10,547.40	\$0.00	DOCKETED
34795961M	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	11/26/2008	6/30/2010	\$11,001.10	\$0.00	DOCKETED
34795962Y	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	11/26/2008	6/30/2010	\$11,001.10	\$0.00	DOCKETED
34795963X	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	11/26/2008	6/30/2010	\$11,001.10	\$0.00	DOCKETED
34795964H	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	11/26/2008	6/30/2010	\$11,001.10	\$0.00	DOCKETED
34795965J	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	11/26/2008	6/30/2010	\$11,001.10	\$0.00	DOCKETED
34795966L	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	11/26/2008	6/30/2010	\$11,001.10	\$0.00	DOCKETED
34795967N	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	11/26/2008	6/30/2010	\$11,001.10	\$0.00	DOCKETED
34795968P	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	11/26/2008	6/30/2010	\$11,001.10	\$0.00	DOCKETED
34795992P	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/2/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34795998X	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	4/2/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34801562N	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	8/14/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34809357K	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	8/14/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34809358M	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	8/14/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34809360L	OTR MEDIA GROUP INC	424	WEST 33 STREET	NEW YORK	NY	8/14/2009	11/30/2010	\$10,623.84	\$0.00	DOCKETED
34816221R	OTR MEDIA GRP INC	424	WEST 33 STREET	NEW YORK	NY	8/13/2009	9/30/2010	\$10,774.25	\$0.00	DOCKETED
34816222Z	OTR MEDIA GRP INC	424	WEST 33 STREET	NEW YORK	NY	8/13/2009	9/30/2010	\$10,774.25	\$0.00	DOCKETED
34816223K	OTR MEDIA GRP INC	424	WEST 33 STREET	NEW YORK	NY	8/13/2009	9/30/2010	\$10,774.25	\$0.00	DOCKETED
34816226X	OTR MEDIA GRP INC	424	WEST 33 STREET	NEW YORK	NY	8/13/2009	9/30/2010	\$10,774.25	\$0.00	DOCKETED

<b>Total</b>	<b>\$554,323.13</b>
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